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<b>TRANSMITTAL LETTER</b> <b>(General - Patent Pending)</b>	Docket No. <b>14831Z (ETH-1541CON)</b>
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In Re Application Of: **Christopher J. Hess, et al.**

Application No. <b>10/816,024</b>	Filing Date <b>April 1, 2004</b>	Examiner <b>Unassigned</b>	Customer No. <b>23389</b>	Group Art Unit <b>Unassigned</b>	Confirmation No. <b>Unassigned</b>
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Title: **VESSEL HARVESTING RETRACTOR WITH BILATERAL ELECTROSURGICAL LIGATION**

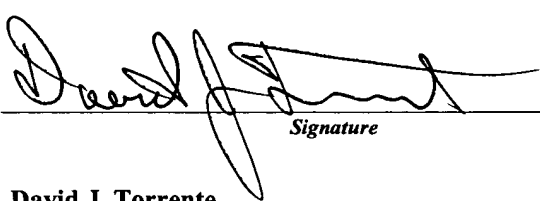
COMMISSIONER FOR PATENTS:

Transmitted herewith is:

- Petition to Correct Inventorship Under 37 C.F.R. 1.48**
- Statement Under 37 C.F.R. 1.48(a)(2)**
- Statement Under 37 C.F.R. 1.48(a)(2)**
- Declaration and Power of Attorney**
- Statement Under 37 C.F.R. 3.73(b)**


in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. \_\_\_\_\_ as described below.
  - ☐ Charge the amount of \_\_\_\_\_
  - ☒ Credit any overpayment.
  - ☒ Charge any additional fee required.

  
\_\_\_\_\_  
*Signature*

Dated: **July 16, 2004**

**David J. Torrente**  
**Registration No.: 49,099**  
**Scully, Scott, Murphy & Presser**  
**400 Garden City Plaza**  
**Garden City, NY 11530**  
**(516) 742-4343**

I certify that this document and fee is being deposited on <b>7/16/2004</b> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
 <i>Signature of Person Mailing Correspondence</i>
<b>David J. Torrente</b> <i>Typed or Printed Name of Person Mailing Correspondence</i>

CC:



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Christopher J. Hess, et al.

**Examiner:** Unassigned

**Serial No:** 10/816,024

**Art Unit:** Unassigned

**Filed:** April 1, 2004

**Docket:** 14831Z (ETH-1541CON)

**For:** VESSEL HARVESTING  
RETRACTOR WITH BILATERAL  
ELECTROSURGICAL LIGATION

**Dated:** July 16, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT UNDER 37 C.F.R. § 3.73(b)**

We, the undersigned, declare and say that:

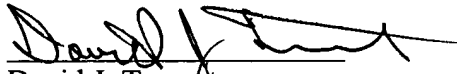
1. Ethicon, Inc. is a corporation organized under the laws of the state of New Jersey,  
and has a place of business at U.S. Route 22 in Somerville, New Jersey;
2. Ethicon, Inc. is the assignee of the entire right, title and interest in the patent  
application identified above;

---

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450.

Dated: July 16, 2004

  
David J. Torrente

3. This statement is accompanied by a statement under 37 C.F.R. § 3.73 establishing the right of the assignee to take action.

16 July 2004  
Dated

B. S. Tomko  
Signed for Ethicon, Inc.  
Name: Brian S. Tomko  
Title: Assistant Secretary



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Christopher J. Hess, et al.

**Examiner:** Unassigned

**Serial No:** 10/816,024

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ELECTROSURGICAL LIGATION

**Dated:** July 16, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT UNDER 37 C.F.R. §1.48(a)(2)**

We, the undersigned, declare and say that:

1. We have read the Petition to Correct Inventorship under 37 C.F.R. §1.48 submitted with this Statement;
2. We were originally inadvertently omitted as named co-inventors of the subject matter embodied in the U.S. Patent Application Serial No. 10/816,024, filed April 1, 2004;

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

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Dated: July 16, 2004

  
David J. Torrente

3. The inadvertent error in naming the inventorship in the above-reference application occurred without any deceptive intention on the part of either Dale R. Schulze or Rudolph H. Nobis;
4. All statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed,

Dale R. Schulze  
Dale R. Schulze

July 7, 2004  
Date

Rudolph H. Nobis  
Rudolph H. Nobis

June 24, 2004  
Date



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Christopher J. Hess, et al.      **Examiner:** Unassigned  
**Serial No:** 10/816,024      **Art Unit:** Unassigned  
**Filed:** April 1, 2004      **Docket:** 14831Z (ETH-1541CON)  
**For:** VESSEL HARVESTING  
RETRACTOR WITH BILATERAL  
ELECTROSURGICAL LIGATION      **Dated:** July 16, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT UNDER 37 C.F.R. § 1.48(a)(5)**

The undersigned does declare and say that:

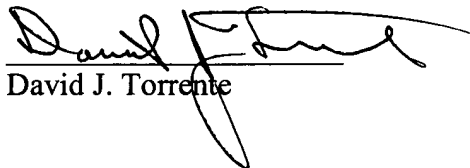
1. I have read the accompanying Petition to Correct Inventorship in this application under 37 C.F.R. §1.48;
2. Ethicon, Inc, the assignee of all right, title and interest in and to the above-captioned patent, does agree to the change of inventorship in the patent;

---

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

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Dated: July 16, 2004

  
David J. Torrente

3. The inventors in the above identified patent have transferred their rights, title and interest in and to the subject matter of the above-identified application by the Assignment dated July 26, 1999 to Ethicon, Inc. which has been recorded in the United States Patent Office at reel 012479, frame 0851, and the Assignment filed under separate cover;
4. The undersigned has reviewed all the documents in the chain of title of the patent identified above and, to the best of undersigned's knowledge and belief, Ethicon, Inc. has title in and to the above-identified patent;
5. The undersigned is an Officer of Ethicon, Inc. and is thus empowered to sign this statement on behalf of the assignee;
6. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

16 July 2004  
Dated

BST  
Signed for Ethicon, Inc.  
Name: Brian S. Tomko  
Title: Assistant Secretary



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Christopher J. Hess, et al.

**Examiner:** Unassigned

**Serial No:** 10/816,024

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**Dated:** July 16, 2004

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**STATEMENT UNDER 37 C.F.R. §1.48(a)(2)**

I, the undersigned, declare and say that:

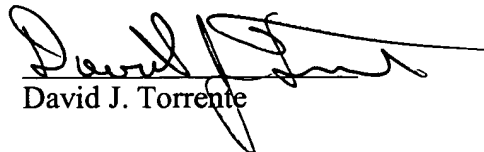
1. I have read the Petition to Correct Inventorship under 37 C.F.R. §1.48 submitted with this Statement;
2. I was originally inadvertently named as co-inventor of the subject matter embodied in the U.S. Patent Application Serial No. 10/816,024, filed April 1, 2004;
3. The inadvertent error in naming the inventorship in the above-reference application occurred without any deceptive intention on my part;

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Dated: July 16, 2004

  
David J. Torrente



4. All statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed,

  
\_\_\_\_\_  
Gary L. Long

14 July 04  
\_\_\_\_\_  
Date